

REMARKS/ARGUMENTS

This case has been carefully reviewed and analyzed, and reconsideration and favorable action is respectfully requested.

ELECTION/RESTRICTION REQUIREMENT

The Examiner stated that the application contains claims directed to the following patentably distinct species of the claimed invention.

1. The Figs. 1-5 embodiment.
2. The Fig. 6 embodiment.
3. The Fig. 7 embodiment.

The Examiner stated that Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, claim 1 appears to be generic.

The Examiner also stated that Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Responsive to the Restriction Requirement, the Applicant has chosen the species as follows:

1. The Figs. 1-5 embodiment, corresponding to claims 1-7, as those claims to proceed with prosecution.

By this election, claims 8 and 9 have now been withdrawn from this case without prejudice and traverse.

The election by the Applicant of the Figs. 1-5 embodiment, corresponding to claims 1-7, is made without prejudice and traverse.

In view of the foregoing amendments and remarks, Applicant submits that the application readable on the elected species will be in a condition for allowance, and such action is respectfully requested. If any points remain in issue, which the Examiner feels could best be resolved by either a personal or a telephone interview, he is urged to contact Applicant's attorney at the exchange listed below.

It is respectfully noted that the Applicant has prepared this Response and it has merely been corrected for format and is being filed by the undersigned attorney.

Respectfully submitted,
FOR ROSENBERG, KLEIN & LEE



Morton J. Rosenberg

Registration #26,049

Dated: 12/3/04

Rosenberg, Klein & Lee
Suite 101
3458 Ellicott Center Drive
Ellicott City, MD 21043
(410) 465-6678